THE HON'BLE MS. JUSTICE V.V.S. RAO

THURSDAY, THE 10TH DAY OF NOVEMBER, 2005

W.P.No. 24005 of 2005

Between:-

Y. Prabhakar

--Petitioner

And

The District Collector, Karimnagar, Karimnagar district and seven (7) others.

--Respondents

Oral order:- (W.P.No. 24005 of 2005)

The petitioner is a resident of Koratla Municipality in Karimnagar district. He alleges that the respondent Nos. 6 to 8 are making illegal constructions in an area of 33 Sq. feet, which is a 'pathway' being used as a 'cart-road'. Therefore, he seeks a declaration that the inaction of the respondent Nos. 1 to 5 is illegal and arbitrary.

Even according to the petitioner, when he made a complaint in 2002, the Mandal Revenue Officer issued a notice to the 6th respondent, which is purportedly in exercise of powers under Section 7 of the Andhra Pradesh Land Encroachment Act, 1905. Therefore, the submission that no action was taken on the complaint of the petitioner is misconceived. Further, it is submitted by the learned standing counsel for Koratla Municipality that when the respondent Nos. 6 to 8 applied for building permission, the same was rejected and that the allegation that these respondents are making constructions is not correct.

In view of the submissions made by the learned standing counsel for the Municipality, Koratla, and the learned Assistant Government Pleader for Revenue (Assignment), the writ petition is misconceived and is accordingly dismissed. No costs.

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V.V.S. RAO, J

Dated: 10-11-2005

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